

Case 07-cv-11068-LTC Document 3

Filed 01/08/2008

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20071211150740

COUNTY OF: SOUTHERN DISTRICT ATTORNEY: JORGE A. RODRIGUEZ, ESQ.

MEDITERRANEAN SHIPPING CO., ET AL

- against -

LYNCH INTERNATIONAL, ET AL

Petitioner(s)
Plaintiff(s)
Respondent(s)
Defendant(s)AFFIDAVIT
OF SERVICEINDEX#
07 CV 11068

STATE OF: NY - COUNTY OF: Suffolk ss:

Curtis Warner, being duly sworn deposes and says deponent is not a party to
That on date/time: 12-18-07 3:39 PM, at 34-37 65th ST. WOODSIDE NY 11377

his action, is over the age of 18 and resides in NY

deponent served the within: SUMMONS, COMPLAINT

[X] Summons, Spanish summons & complaint, the language required by NRCRR 2800 2(e), (f) & (h) was set forth on the face of the summons(es)

On: LYNCH INTERNATIONAL INC.

[] Defendant [] Respondent [] Witness (hereinafter called the recipient) therein named.

INDIVIDUAL

A []

By personally delivering to and leaving with said LYNCH INTERNATIONAL, INC.

and that he knew the person so served to be the person mention and described in said SUMMONS, COMPLAINT

CORPORATION

B []

By delivering to and leaving with

at 34-37 65th Street, Woodside, NY 11377, "Jake Doe" refused identity
and that he knew the person so served to be the authorized agent of the corporation.

SUITABLE

AGE PERSON

C []

Service was made in the following manner after your deponent was unable with due diligence to serve the defendant in person:

By delivering a true copy thereof to and leaving with

a person of suitable age and discretion at

the said premises being the recipient's [] Dwelling/Usual place of abode [] Actual place of business within the State of New York.

AFFIXING TO

DOOR, ETC.

D []

By affixing a true copy thereof to the door of said premises, the same being the recipient's

[] Dwelling/Usual place of abode [] Actual place of business within the State of New York. Deponent had previously attempted to serve

the above named recipient on/at:

Deponent spoke with 1. 2. 3. who stated to deponent that the said recipient(s)

lived at the aforementioned address, but did not know recipient's place of employment.

MAILING TO

RESIDENCE

E1 []

Use with C or D

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient

to recipient's last known residence at

and deposited said envelope in an official repository under the exclusive care and custody of the US Postal Service

within New York State on

MAILING TO

BUSINESS

E2 []

Use with C or D

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient

to recipient's actual place of business at

in an official repository under the exclusive care and custody of the US Postal Service within New York State. The envelope bore the

legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication

was from an attorney or concerned an action against the recipient and mailed on

F [X]

DEPONENT STATES THAT THE INDEX # AND FILING DATE WERE CLEARLY VISIBLE ON THE SUMMONS.

DESCRIPTION OF THE RECIPIENT OR OTHER PERSON SERVED OR SPOKEN TO ON BEHALF OF THE RECIPIENT IS AS:

VOID WITHOUT

DESCRIPTION

Use with A,B,C,D

<input type="checkbox"/> Male	<input checked="" type="checkbox"/> White Skin	<input type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14 - 20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input checked="" type="checkbox"/> Female	<input type="checkbox"/> Black Skin	<input checked="" type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input type="checkbox"/> 21 - 35 Yrs.	<input type="checkbox"/> 5'0" - 5'3"	<input type="checkbox"/> 100 - 130 Lbs.
	<input type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input type="checkbox"/> Moustache	<input type="checkbox"/> 36 - 50 Yrs.	<input checked="" type="checkbox"/> 5'4" - 5'8"	<input type="checkbox"/> 131 - 160 Lbs.
	<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> Beard	<input type="checkbox"/> 51 - 65 Yrs.	<input type="checkbox"/> 5'9" - 6'0"	<input checked="" type="checkbox"/> 161 - 200 Lbs.
	<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs.	<input type="checkbox"/> Over 6'	<input type="checkbox"/> Over 200 Lbs.

Other identifying features:

WITNESS FEE

G []

Witness fee of \$0 the authorizing traveling expenses and one day's witness fee:

[] was paid (tendered) to the recipient [] was mailed to the witness with subpoena copy.

MILITARY

SERVICE

[X]

I asked the person spoken to whether defendant was in active military service of the United States or of the state of New York in any capacity whatsoever and received a negative reply. Defendant wore civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated.

Subscribed and Sworn to me this

day of December, 2007

Notary Signature:

Name of Notary

Commission Expiration

1. Curtis Warner
was at the time of service a competent adult
not having a direct interest in the litigation.
I declare under penalty of perjury that the
foregoing is true and correct.

Signature of Process Server

Date

CARLA M ELLIS
NOTARY PUBLIC STATE OF NEW YORK
NO 031120
QUALIFIED IN SUFFOLK COUNTY
COMMISSION EXPIRES AUGUST 3, 2010